

PRIVACY POLICY

RELEVANT STANDARD(S):

Standards for Registered Training Organisations (RTOs) 2015	<i>Clause 3.1</i> <i>Clause 7.5</i> <i>Clause 8.2, 8.5</i>
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PURPOSE

Dynamite Studios Academy is committed to maintain the privacy of personal information provided by staff and clients in accordance with the requirements of the 'Standards for Registered Training Organisations (RTOs) 2015' and Australian Privacy Principles of the Commonwealth Privacy Act 1988.

POLICY PRINCIPLES

This Policy will be made publicly available.

Dynamite Studios Academy is committed to the Australian Privacy Legislation and this policy describes how it will comply with the:

1. Commonwealth Privacy Act 1988,
2. Privacy Amendment (Enhancing Privacy Protection) Act 2012,
3. Data Provision Requirements 2012
4. Standards for RTOs 2015
5. Learner Identifiers Act 2014
6. and Australian Privacy Principles (APP)

in the way it collects, uses, secures and discloses personal information.

Data Collection on Website

1. Dynamite Studios Academy lawfully collects personal information that is necessary both for appropriate marketing and promotional information sent to potential clients, and the marketing and promotion of products and services of third parties elected by Dynamite Studios Academy for the purpose disclosed at the time of collection and other purposes set out in this Privacy Policy.
2. By providing the limited personal information on Dynamite Studios Academy website, any other website promoting our products and services, or through other means, clients and potential customers agree to allow Dynamite Studios Academy and other third parties elected by Dynamite Studios Academy to send out marketing materials including, but not limited to their promotions and special offers, product information, information about services, newsletters, and other forms of communication from time to time.
3. We will disclose basic information that we gather about our staff or learners only to third parties that we elect as having potentially relevant or useful products and services to them. We use the information collected only for the services we provide and our third parties we elect. Email addresses, phone numbers, product enquiry information, and first and last names may be shared with a third

party elected by Dynamite Studios Academy however no other staff or learner information is shared with another organisation unless required by Commonwealth and State Government authorities and agencies.

4. If staff or learner information is required or requested by any third party outside of those which Dynamite Studios Academy elects, we will obtain written consent from the relevant staff or learner prior to release of any information. Should staff or learners seek access to their information, they will be asked to supply their name, date of birth and address as identification before this can occur.

Data Collection to Provide Training and Assessment Services

1. In order to provide training and assessment services, Dynamite Studios Academy lawfully collects personal information from learners that is necessary for statistical, administrative, regulatory and research purposes.
2. Under the Data Provision Requirements 2012, Dynamite Studios Academy is required to disclose this personal information to the National Centre for Vocational Education Research Ltd (NCVER), and to Commonwealth and State or Territory government departments and authorised agencies.
3. Information collected may include, but is not limited to:
 - a. Full name
 - b. Address
 - c. Contact details (telephone and email)
 - d. Date of Birth
 - e. Gender
 - f. Cultural Background
 - g. Country of birth
 - h. Language spoken at home
 - i. Disability information
 - j. Highest schooling completed
 - k. Other qualifications completed
 - l. Current employment status
 - m. Study reasons
 - n. Unique Learner Identifier (USI)
4. Dynamite Studios Academy will only collect personal information by fair and lawful means.

5. The enrolment form completed by clients contains a disclaimer outlining why the personal information is collected and how it is to be used. Clients are required to sign the disclaimer as their agreement to the use of their personal information.

Unique Learner Identifier (USI)

1. In the instances when Dynamite Studios Academy applies for USIs on behalf of learners, authorisation from learners must be received prior.
2. In accordance with section 11 of the Learner Identifiers Act 2014, Dynamite Studios Academy will securely destroy personal information which we collect from individuals solely for the purpose of applying for a USI on their behalf as soon as practicable after we have made the application or the information is no longer needed for that purpose, unless we have been required by or under a law to retain this information.
3. Under Standard 3.6 (d) of this Act, we are required to ensure the security of the USI and all related documentation under our control, including information stored in our learner management systems.

Unsolicited Information

1. Unsolicited information received by Dynamite Studios Academy is afforded the same privacy protection as solicited personal information.
2. If unsolicited information is received by Dynamite Studios Academy, and takes initiative to determine whether it could have collected the information through its various data collection channels. If received information is identified as deliberately obtained by Dynamite Studios Academy, it will, in the handling of the information, comply to the principles of this document and the relevant legislations on data privacy.
3. Information identified as not solicited by Dynamite Studios Academy will be destroyed or de-identified as soon as practicable, provided such actions are lawful and reasonable, and the information is not contained in a Commonwealth record.

Use and Disclosure

1. By providing personal information to Dynamite Studios Academy on the website, any other website promoting our products and services, or through other means, clients and potential customers agree to allow Dynamite Studios Academy and other third parties elected by Dynamite Studios Academy to send out marketing materials including, but not limited to their promotions and special offers, product information, information about services, newsletters, and other forms communication from time to time.
2. Individuals are notified every time Dynamite Studios Academy obtains information. Notification may be done prior to the respective channel/s, such as the website or fill-out forms, where the individual discloses relevant information prior to or immediately after data collection. The individual may opt to refuse request for personal information through the channel where information is being obtained.

3. Dynamite Studios Academy will inform the individual whether information provided may be used for domestic or international audiences. Where Dynamite Studios Academy identifies that information will be used for cross-border or international purposes:
 - a. Dynamite Studios Academy assumes responsibility of its elected international or cross-border recipients. They are bound by the same legislations, and principles as stipulated in this document. As such, any breach of the Australian Privacy Policy by international recipients is taken to be a breach of the Australian Privacy Policy by Dynamite Studios Academy.
 - b. Prior to disclosing personal information to an overseas recipient, Dynamite Studios Academy will inform the individual of the location of these overseas recipients.
 - c. Dynamite Studios Academy will follow reasonable steps to ensure that the recipient does not breach the Australian Privacy Principles and the stipulations of this policy.
 - d. Dynamite Studios Academy may choose not to apply the provisions of the cross-border disclosure following consent from the individual.
 - e. Regardless of Dynamite Studios Academy or the individual's (i.e. learner / potential learners) discretion, cross-border disclosure is imposed if required by Australian law, or a court/tribunal order.

4. Dynamite Studios Academy uses the limited information collected for either marketing and promoting our products and services, or marketing and promotion of the products and services of third parties elected by Dynamite Studios Academy for the purpose disclosed at the time of collection and other purposes as set out in this Privacy Policy Dynamite Studios Academy will not use personal information for any other purpose without first seeking consent, unless authorised or required by law. Generally, Dynamite Studios Academy will only use and disclose personal information:
 - a. To establish and maintain the relationship to Dynamite Studios Academy
 - b. To promote and market its products and services
 - c. To provide the products and services requested from Dynamite Studios Academy and other learning providers in which you enrol or apply to enrol
 - d. To promote and market the products and services of third parties elected by Dynamite Studios Academy that may have products and services of interest to clients and potential customers
 - e. To administer and manage those products and services
 - f. To comply with Commonwealth and State Government laws and regulations.
 - g. To report to National Registering Bodies in relation to training services provided.

- h. Dynamite Studios Academy will only use or disclose personal information for direct marketing purposes where the individual has either consented to their personal information being used for direct marketing or has a reasonable expectation that their personal information will be used for this purpose, and conditions relating to opt-out mechanisms are met.
5. Access to learner personal information beyond that shared with third parties for promotional purpose (email addresses, phone numbers products, product enquiry information and first and last names) is available on application through the Administration Team of Dynamite Studios Academy. Access to personal information will be controlled at all times. A person requesting any information will be accompanied for the entire time they are in possession of their personal information by the Administration Team of Dynamite Studios Academy.
6. Learners have the option to request no further contact from Dynamite Studios Academy or one of Dynamite Studios Academy elected third parties by clicking the “UNSUBSCRIBE” link provided on emails received.
7. Where the potential learner / learner prefers anonymity, we permit an individual to interact with Dynamite Studios Academy without identifying themselves or by using a pseudonym. Exceptions apply, however, in situations where anonymous interaction may be deemed as impracticable. In such cases, Dynamite Studios Academy will inform the individual that, for purposes of clarity, accuracy and the like, communication may be resumed in more exclusive channels, such as emails, SMS, telephone, or whichever the individual finds suitable.

Agents, Contractors and Other Third Parties

Our agents, contractors and other third parties, who require personal information to provide a legitimate service, are also bound by these terms of privacy to ensure that client and participant personal information remains protected at all times

Use of Internet

The internet may be used to transmit client and participant personal information from delivery sites to other sites and to state/federal registering bodies. Security of data transmitted to state and federal registering bodies is managed by the respective bodies and we have taken all reasonable steps to protect and secure personal information when using the internet.

Data Quality

We will ensure that personal information is accurate, complete and up to date. Clients and participants are encouraged to help us keep their personal information accurate, complete and up to date by contacting and informing us of any changes.

Access to Records

1. All learners who have provided a verified USI (unless exempt), and whose results have been reported into the national VET provider collection, will be able to access their records through the USI system (for units and awards obtained after 1 January 2015). If a learner’s achievements have not been recorded through the USI system, they may access their records through written request with Dynamite Studios Academy’s Learner Services Team.

2. Dynamite Studios Academy will not disclose information that we gather about our learner to any third party (apart from those exceptions previously stated.)
3. If learner information is requested by third party, we will require authority from the relevant learner prior to release of any information. Learners will be asked to supply their name, date of birth and address as identification before this authority can be given. This authority will be kept on the Learner Profile for as long as the learner endorses it.
4. Should staff or learners seek access to their information, they will be asked to supply their name, date of birth and address as identification before this can occur. Access to learner personal information is available on application through the Administration Team of Dynamite Studios Academy. Access to personal information will be controlled at all times.

Correction of Records

Dynamite Studios Academy follows reasonable steps to correct information, without additional charge and within 10 business days of request, to ensure that information held serves its purpose, that it is accurate, up-to-date, complete, relevant and not misleading. Dynamite Studios Academy may initiate amendment of personal information held if:

1. Dynamite Studios Academy is satisfied that the information held is inaccurate, out-of-date, incomplete, irrelevant or misleading.
2. The individual to whom the personal information relates to requests the organisation to correct the information.

If Dynamite Studios Academy corrects personal information about an individual that it has previously disclosed to another APP entity, Dynamite Studios Academy will take reasonable steps to notify the other APP entity of the correction, where that notification is requested by the individual will likewise notify other entities.

Where Dynamite Studios Academy refuses to correct personal information of an individual, Dynamite Studios Academy will send a written notice to the individual requesting the amendment, indicating the reason for refusal, the mechanism available to complain about the refusal and any other matter prescribed by regulation.

Dynamite Studios Academy will likewise indicate in its records that the information held is inaccurate, out-of-date, incomplete, incomplete, irrelevant or misleading in a way that is apparent to the users of the information.

A learner or account payer may need to update their information from time to time by sending an advise through email: olivia@dsa.con.au. These changes include, but not limited to, legal name change, change of address, contact information, emergency/welfare contact information, and/or banking details.

Records Retention of Learner Data

1. Dynamite Studios Academy will retain sufficient data to be able to reissue a qualification or statement of attainment for a learner for 30 years.

2. If Dynamite Studios Academy ceases being an RTO, we will provide this information to ASQA in digital form.

Privacy Concerns

Clients are able to raise any concern they may have regarding personal information handling practices by contacting our administration staff.

MONITORING AND IMPROVEMENT

The Compliance Manager of Dynamite Studios Academy is responsible for all continuous improvement processes in relation to the privacy policy and procedure and ensuring that all staff, including those from third party providers are complying with the provisions of this policy.